IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 14TH SEPTEMBER 2007 / 23RD BHADRA 1929

WP(C).No. 26634 of 2007(U)

PETITIONER:

S.SHAHIDA BEEVI, AGED 33, W/O.ASHRAF,
ANU GARDEN, ARUTHAMKUZHI, KADUVAKUZHI,
ARYANAD P.O.

BY ADV. SRI.M.R.SARIN
SRI.M.R.SASITH
SRI.P.SANTHOSHKUMAR (KARUMKULAM)
SRI.KIRAN SANKAR
SRI.SUBASH GEORGE MANUEL

RESPONDENTS:
----

1. THE MANAGER, S.B.T.REGION II,
ZONAL OFFICE, K.S.H.B.BUILDING,
SANTHI NAGAR, THIRUVANANTHAPURAM.

2. AUTHORISED OFFICER,
STATE BANK OF TRAVANCORE,
ZONAL OFFICE, REGION II,
THIRUVANANTHAPURAM.

BY ADV. SRI.R.S.KALKURA
SRI.SAJI VARGHESE, SC, SBT

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
==========
W.P.(C) NO. 26634 OF 2007
==========

Dated this the 14th day of September, 2007

J U D G M E N T

Petitioner seeks an order directing the respondents to grant him three months time from 31/8/07 to pay the entire loan arrears to the 1st respondent, Bank. The learned counsel for the Bank submits that pursuant to the notice issued, possession of the premises was taken on 10/8/07.

2. Taking into account the submissions made at the bar, I direct that the petitioner will be allowed to repay the entire amount that is due to the Bank in three equal monthly instalments starting from 1/10/07. The 2nd and 3rd instalments will also be payable on 1/11/07 and 1/12/07. If the petitioner comply with the above, the Bank shall not

proceed further in the matter and on payment of the entire amount, the possession of the property will be restored to the petitioner. On the other hand, if default is committed, Bank will be entitled to proceed against the petitioner and the mortgaged properties in accordance with law.

Writ petition is disposed of as above.

ANTONY DOMINIC, JUDGE.

Rp